

**CALENDAR ITEM
C15**

A 78
S 35

06/18/02
W 25848
J. Lucchesi

DREDGING LEASE

APPLICANT:

San Diego Unified Port District
P.O. Box 120488
San Diego, CA 92112-0488

AREA, LAND TYPE, AND LOCATION:

Legislatively granted sovereign lands, with minerals reserved to the State, at the Tenth Avenue Marine Terminal, in San Diego Bay, city of San Diego, San Diego County.

AUTHORIZED USE:

Perform maintenance dredging of a maximum of 15,625 cubic yards from Berths 10-1 and 10-2 to a minimum uniform depth needed to allow for the continued use of the marine terminal by deep draft vessels. Disposal of suitable dredged material to be located at United States Army Corps of Engineers ocean disposal site LA-5; sediment unsuitable for ocean disposal will be either transferred to a confined disposal facility to be constructed on an adjacent undeveloped lot or it will be dehydrated using an in-barge sediment stabilization method and once the sediment has sufficiently dried it will be transported to a designated landfill.

LEASE TERM:

Five years, beginning June 19, 2002.

CONSIDERATION:

A minimum of \$0.25 per cubic yard shall be charged for any material used for private benefit or commercial sale purposes.

OTHER PERTINENT INFORMATION:

1. Lessee is the Trustee of the Legislatively granted sovereign lands, pursuant to Chapter 67, Statutes of 1962, as amended, with minerals reserved to the State.

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2. A sediment characterization study for the project was conducted in August 2001. A CD-rom copy of the report is on file at the Sacramento office of the State Lands Commission.
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061). The staff has determined that this activity is exempt from the requirements of CEQA as a categorically exempt project. The project is exempt under Class 4, Minor Alterations to land and Title 14, California Code of Regulations, section 15304 (g).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300.

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code 6370, et seq. Based upon staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

San Diego Unified Port District.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers; Regional Water Quality Control Board.

EXHIBITS:

- A. Location and Site Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 4, MINOR

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ALTERATIONS TO LAND; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15304(G).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE THE ISSUANCE OF A DREDGING LEASE TO THE SAN DIEGO UNIFIED PORT DISTRICT, FOR A TERM OF FIVE YEARS, BEGINNING JUNE 19, 2002, FOR DREDGING A MAXIMUM OF 15,625 CUBIC YARDS FROM THE LANDS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS ISSUED BY FEDERAL, STATE AND LOCAL GOVERNMENTS; \$0.25 PER CUBIC YARD SHALL BE CHARGED FOR ANY MATERIAL USED FOR PRIVATE BENEFIT OR COMMERCIAL SALE PURPOSES.